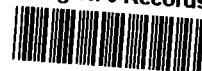


ANN ARBOR, MICHIGAN
BLOOMFIELD HILLS, MICHIGAN
CHICAGO, ILLINOIS

LAW OFFICES
DYKEMA GOSSETT
PROFESSIONAL LIMITED LIABILITY COMPANY
300 OTTAWA AVENUE, N.W., SUITE 700
GRAND RAPIDS, MICHIGAN 49503-2306

TELEPHONE (616) 776-7500
FACSIMILE (616) 776-7573
www.dykema.com

EPA Region 5 Records Ctr.



236322

DETROIT, MICHIGAN
LANSING, MICHIGAN
WASHINGTON, DC

SCOTT D. BROEKSTRA

DIRECT DIAL: (616) 776-7556
E-MAIL: SBROEKSTRA@DYKEMA.COM

July 9, 2003

VIA FACSIMILE AND FIRST CLASS MAIL

Ms. Stephanie Bransfield
BorgWarner Inc.
200 S. Michigan Avenue
Chicago, IL 60604

Re: Bronson Specialties, Inc. Property
505 North Douglas Street, Bronson, Michigan

Dear Stephanie:

On July 8, 2003, while taking required water-level measurements in monitoring wells on Bronson Specialties, Inc. ("BSI") property located at 505 North Douglas Street in Bronson, Michigan, a floating layer of what appeared to be petroleum free product was encountered in MW-2, located on the western boundary of the property. The thickness of the free product was .2 feet or approximately 2 1/4 inches. ITT plans to sample the material to determine its composition.

Although it is not specifically required to do so under Part 201, as a courtesy under its general requirements for its AOC, ITT has notified the agencies of the discovery of the free product in MW-2 by telephone call on July 9, 2003.

At this point, we believe it would be best to complete the current field work in connection with ITT's SRI/FFS prior to BorgWarner taking any immediate action with regard to the free product. However, to the extent the agencies may require an immediate response, as owner and operator of the facility, any such required action is the responsibility of BSI/BorgWarner. For example, any required notice under Part 201 R 299.5522 (see attached form) is the responsibility of BSI/BorgWarner as is any required removal of the free product under M.C.L. 324.20114(1)(f).

We will keep you advised of the agencies' response to the notification of the existence of the free product. If BSI/BorgWarner has separate communications with the agencies with regard to this matter we would appreciate if you could keep us advised of this as well. We believe that a coordination of efforts related to BSI/BorgWarner's activities related to the free product and ITT's SRI/FFS will be the best way to approach these issues. Thank you for your attention to this matter.

Ms. Stephanie Bransfield
July 8, 2003
Page 2

Very truly yours,

DYKEMA GOSSETT PLLC

A handwritten signature in black ink, appearing to read 'SDB', with a long horizontal line extending to the right.

Scott D. Broekstra

SDB:bsk

cc: Teresa P. Olmsted
Jane Dobson
Rhea Lowell
John Haramut
Anastasia Hamel
Charles Graff, MDEQ
Giang-Van Nguyen

GR01\46858.7
ID\SDB



NOTICE OF MIGRATION OF CONTAMINATION

(Under the authority of Part 201, Natural Resources and Environmental Protection Act, 1994 Act 451, as amended, (NREPA) and the Rules promulgated thereunder)

An owner or operator of property that is a facility, and/or who is subject to MCL 324.20114, and who has reason to believe that a hazardous substance is emanating from, has emanated from, or is likely to be emanating from the property and migrating beyond the boundaries of the property that he or she owns or operates is required under R 299.5522 and R 299.51017(1) to notify the Michigan Department of Environmental Quality ("DEQ") and affected property owners, unless he or she is exempt from MCL 324.20107a (see MCL 324.20107a(4) for exemptions), or unless he or she has provided the notice required by MCL 324.21309a.

The notice must be provided within 45 days after the owner or operator has reason to believe that hazardous substances have migrated, or are likely to have migrated, to or beyond the boundary of his or her property (see R 299.51017 and R 299.5522 for exceptions). If a person is required to provide additional notice as a result of the changes in R 299.51017 that took effect on December 21, 2002, then that additional notice shall be provided not later than September 21, 2003.

Use of this form is mandatory for the notice required by R 299.51017(1) and may also be used by parties subject to MCL 324.20114 to provide notice required by R 299.5522. This form may also be used to provide notice to affected property owners as required by those rules.

If a person holds a permit for an oil and gas well under Part 615, Supervisor of Wells, of the NREPA and there is a release from the oil and gas exploration or production activities, that person shall give notice to the DEQ and to the owner of the surface rights of the property.

If a person holds an easement and there is a release from the easement holder's activities, that person shall provide notice to the DEQ and to the grantor of the easement, or the grantor's successor in interest, if any.

Completing this notice in no way relieves a person who is subject to MCL 324.20114 from the responsibility to undertake required response activities.

This notice must be sent to the DEQ office that serves the county in which the property is located. A list of DEQ offices is attached. The DEQ will not prepare acknowledgement of receipt of these notices. The sender is responsible for sending the report using a method that provides proof of delivery if such proof is desired. Please label the outside of the envelope "Migration Notice."

THIS NOTICE IS PROVIDED PURSUANT TO:

(check both, if applicable)

R 299.5522

☐

R 299.51017

☐

Please provide the following information as completely as possible.

1. Name and location of the property that hazardous substances are emanating from:

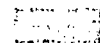
Name: _____
Address: _____
Location: _____
City/County: _____

2. Status relative to the property:

(Check one or both, as applicable.)

Owner ☐
Operator ☐

Please provide any additional ID numbers associated with the property (e.g., EPA ID No., BEA No., etc.)



3. Name, address and telephone number of the property owner or operator submitting the notice:

Name: [redacted]
Address: [redacted]
City/State: [redacted]
Telephone number: [redacted]

4. Name, address and telephone number of a contact person familiar with the content of the notice:

Name: [redacted]
Address: [redacted]
City/State: [redacted]
Telephone: [redacted]

5. If this Notice is provided pursuant to R 299.51017, provide the address and other location information for the *adjacent* property onto which contamination has migrated. -If this Notice is provided pursuant to R 299.5522, provide the address and other location information for *each* property onto which contamination has migrated.

Address: [redacted]
City/State: [redacted]
Property Tax ID number: [redacted]
Other: [redacted]

Notified? No ☐ Yes ☐ Date:

Address: [redacted]
City/State: [redacted]
Property Tax ID number: [redacted]
Other: [redacted]

Notified? No ☐ Yes ☐ Date:

Address: [redacted]
City/State: [redacted]
Property Tax ID number: [redacted]
Other: [redacted]

Notified? No ☐ Yes ☐ Date:

Address: [redacted]
City/State: [redacted]
Property Tax ID number: [redacted]
Other: [redacted]

Notified? No ☐ Yes ☐ Date:

Address: [redacted]
City/State: [redacted]
Property Tax ID number: [redacted]
Other: [redacted]

Notified? No ☐ Yes ☐ Date:

Address: [redacted]
City/State: [redacted]
Property Tax ID number: [redacted]
Other: [redacted]

Notified? No ☐ Yes ☐ Date:

(Attach additional pages as needed)

6. Complete the Table on Page 3 of this Form for each hazardous substance which has migrated, or is likely to have migrated, beyond the property boundary at a concentration that exceeds a Generic Residential Cleanup Criterion developed by the DEQ pursuant to MCL 324.20120a(1). Complete and attach additional copies of Page 3, if necessary, to list all hazardous substances that must be reported. Include a scaled map or drawing that shows the location of sampling points identified on the Table on Page 3.

7/7/11

7. Provide a summary of the information which shows that contamination is emanating from, or has emanated from, and is present beyond the boundary of the source property at a concentration which exceeds that allowed by MCL 324.20120a(1)(a). This summary shall identify the environmental media affected, specific hazardous substances, and the concentrations of those hazardous substances in all affected environmental media at the property boundary and in any sample locations beyond the property boundary. The summary shall also describe the basis for the conclusion that the contamination is emanating, has emanated, or is present beyond the boundary of the source property, including whether the conclusion is based on groundwater analytical data or fate and transport modeling, both, or neither.

7/7/11

8. If the person making this notice has reason to believe that a migrating hazardous substance has affected, or is likely to affect, a private or public water supply, then that water supply must be identified here:

7/7/11

- | | YES | NO |
|---|--------------------------|--------------------------|
| 9. Is this notice being submitted within the timeframes established under R 299.5522 and/or R 299.51017, as applicable? | <input type="checkbox"/> | <input type="checkbox"/> |
| 10. Is this notice in addition to a notice submitted prior to <i>December 21, 2002</i> ? (R 299.51017(4)(c)) | <input type="checkbox"/> | <input type="checkbox"/> |
| 11. Is this notice related to an oil and gas well permit (R 299.51017(2))? | <input type="checkbox"/> | <input type="checkbox"/> |
| 12. Is this notice related to an easement (R 299.51017(3))?
(NOTE: All easement grantors <i>must</i> receive this notice.) | <input type="checkbox"/> | <input type="checkbox"/> |
| 13. Has a surface water been affected (R 299.51017(1) and R 299.5522(2))?
(If yes, please identify the affected surface water body.) | <input type="checkbox"/> | <input type="checkbox"/> |

7/7/11

CERTIFICATION:

With my signature below, I certify that I am the owner of the facility or that I am legally authorized to execute this notice on behalf of the owner or operator named on this form, and that to the best of my knowledge and belief the above representations are complete and accurate. I understand that intentionally submitting false information to the DEQ is a felony and may result in fines up to \$25,000 for each violation.

Signature _____
(Owner or person legally authorized to bind the person making this report)

Date _____

Name (Typed or Printed) _____

Title (Typed or Printed) _____



NOTICE OF MIGRATION OF CONTAMINATION

(Under the authority of Part 201, Natural Resources and Environmental Protection Act, 1994 Act 451, as amended, (NREPA) and the Rules promulgated thereunder)

See Item 6 on Page 2 of this Form for instructions to be used in completing this Table. Attach additional pages if necessary. The information to be included in each column of the Table is:

- Column A Name of hazardous substance.
Column B Chemical Abstract Service (CAS) Number for the hazardous substance.
Column C Sample location for Column C (relate to label on map).
Column D Maximum hazardous substance concentration measured on the property, expressed parts per billion (e.g. ug/L or ug/Kg). Report maximum concentration separately for each environmental medium.
Column E Environmental medium in which concentration reported in Column C was measured (e.g., soil or groundwater).
Column F Distance from point of maximum measured concentration (Column D) to property boundary, in direction of contaminant migration, if direction is known or can reasonably be inferred. If direction is unknown, list distance to nearest property boundary.
Column G Direction of contaminant migration, if known.
Column H Sample location for Column I (relate to label on map).
Column I Concentration closest to property boundary, if known. If a concentration lower than the maximum concentration reported in Column C has been measured at a point closer to the property boundary in the direction of contaminant migration, use Column I to list the concentration that was measured closest to the property boundary in the direction of contaminant migration.
Column J Environmental medium for measurement reported in Column I, if applicable.

A Hazardous Substance	B CAS Number	C Maximum Concentration	D Sample Location for "C"	E Environmental Medium for "C"	F Distance to Property Boundary	G Direction of Migration	H Sample Location for "I"	I Boundary Concentration	J Environmental Medium for "I"

Total Number Samples Collected: _____

Total Number of Samples Exceeding Criteria: _____

**ADDRESSES FOR SUBMITTALS
TO DEPARTMENT OF ENVIRONMENTAL QUALITY**

All Upper Peninsula counties:

Remediation and Redevelopment Division
(RRD)
Upper Peninsula District Office
K.I. Sawyer International Airport and
Business Center
420 Fifth Street
Gwinn, Michigan 49855-9198
(906) 346-8300

**Benzie, Grand Traverse, Lake, Leelanau,
Manistee, Mason, Osceola, and Wexford
counties:**

RRD
Cadillac District Office
120 W. Chapin St.
Cadillac, Michigan 49601
(231) 775-3960

**Alcona, Alpena, Antrim, Charlevoix,
Cheboygan, Crawford, Emmet, Kalkaska,
Missaukee, Montmorency, Oscoda, Otsego,
Presque Isle, and Roscommon counties:**

RRD
Gaylord Field Office
1732 West M-32
P.O. Box 667
Gaylord, Michigan 49735-0667
(989) 731-4920

**Arenac, Bay, Clare, Gladwin, Huron, Iosco,
Isabella, Midland, Ogemaw, Saginaw, Sanilac,
and Tuscola counties:**

RRD
Saginaw Bay District Office
503 N. Euclid Ave., Suite 1
Bay City, Michigan 48706-2965
(989) 686-8025

**Barry, Ionia, Kent, Mecosta, Montcalm,
Muskegon, Newaygo, Oceana, and Ottawa
counties:**

RRD
Grand Rapids District Office
245 Colrain, SW
Wyoming, Michigan 49548-1013
(616) 246-1720

**Clinton, Eaton, Genesee, Gratiot, Ingham,
Lapeer, Livingston, and Shiawassee counties:**

RRD
Lansing District Office
P.O. Box 30426
525 W. Allegan Street
Lansing, Michigan 48909
(517) 335-6010

**Macomb, Oakland, St. Clair, and Wayne
counties (except City of Detroit):**

RRD
Southeast Michigan District Office
38980 Seven Mile Road
Livonia, Michigan 48152-1006
(734) 953-8905

(City of Detroit, Hamtramck and Highland Park)

RRD
Detroit Office
3058 W. Grand Blvd.
Cadillac Place, Suite 2-300
Detroit, Michigan 48207
(313) 456-4700

**Hillsdale, Jackson, Lenawee, Monroe, and
Washtenaw counties:**

RRD
Jackson District Office
Jackson State Office Building
301 E. Louis Glick Highway
Jackson, Michigan 49201-1556
(517) 780-7690

**Allegan, Berrien, Branch, Calhoun, Cass,
Kalamazoo, St. Joseph, and Van Buren
counties:**

RRD
Kalamazoo District Office
7953 Adobe Road
Kalamazoo, Michigan 490009
(269) 567-3500